

December 1, 2004

No. 452

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and Worship of the Republic of Bolivia and has the honor to refer to Diplomatic Note number SNIC-SPEX-DAE-51/97-18264 of the Ministry of Foreign Affairs and Worship, dated February 13, 1997, that established an agreement between the Government of the Republic of Bolivia and the Government of the United States of America concerning the entry into and activities within the Republic of Bolivia of civilian and military personnel of the Government of the United States to implement technical, scientific and humanitarian assistance cooperation projects being carried out under the auspices of the United States Armed Forces.

On the basis of the ensuing consultations between representatives of the Ministry of Foreign Affairs and Worship and representatives of this Embassy and in conformance with the existing legal norms of both our countries, the Embassy of the United States of America has the honor to propose to the Ministry of Foreign Affairs and Worship of the Republic of Bolivia that we continue the agreement for calendar year 2005 using the original text, which follows:

1. The technical, scientific and humanitarian assistance cooperation of the United States of America involves the temporary use of civilian and/or military personnel and the use of necessary equipment in development projects that are useful and participatory for the populace through activities such as civil construction, public services, health service assistance, education, and combined military technical assistance. These personnel are not to be armed.

2. Once projects and/or annual programs are developed by the counterparts representing each

nation, both Governments commit to provide to the Ministry of Foreign Affairs and Worship of the Republic of Bolivia and the Department of State of the United States of America, in a timely manner and through diplomatic channels, the annual schedule of activities and a report of the temporary personnel assigned to these projects.

3. Both Governments agree that the personnel assigned to technical, scientific and humanitarian assistance cooperation will be granted, while the corresponding project continues, a status and treatment equivalent to that provided to administrative and technical personnel of the Embassy of the United States of America accredited to the Republic of Bolivia in accordance with the April 18, 1961, Vienna Convention on Diplomatic Relations, within the standard framework in effect in Bolivia.

4. The Government of Bolivia will permit the temporary entry of necessary equipment and supplies for official use for technical, scientific and humanitarian assistance cooperation under the system of temporary entry, upon presentation of a letter of

guarantee from the Embassy of the United States of America in Bolivia, in accordance with the existing legal framework. Equipment and supplies that enter the country as donations will be granted entry as established in the regulations for tax exemptions.

5. Both Governments agree that the civilian and/or military personnel assigned to projects of technical, scientific and humanitarian assistance cooperation who enter Bolivia should have appropriate documentation issued by authorities of the United States of America and a temporary permit for their stay that will be provided by Bolivian diplomatic and consular missions or by appropriate authorities at the time of entry into Bolivian territory, which should be recovered upon the end of the project and departure of such personnel.

6. The Government of Bolivia and the Government of the United States of America reciprocally shall waive any and all claims against one another for property damages related to the equipment and materials used for development projects in connection with this assistance. Claims by others arising out of these

assistance activities shall be referred to the Government alleged to be responsible for resolution in accordance with the laws of that Government.

7. The Government of Bolivia agrees that the United States personnel in Bolivia in connection with the activities under this agreement may perform their assigned medical duties and operate United States military or official vehicles in the course of their official duties without further authorization.

8. This agreement will be valid for calendar year 2005 and may be renewed upon the mutual agreement of the two governments.

If the Government of the Republic of Bolivia is in agreement with the above proposal, the Embassy of the United States of America proposes that this note, together with the Ministry's response, constitute an agreement between our two governments, which will enter into effect on the date of the response of the Government of the Republic of Bolivia. Any differences regarding the interpretation or application of the above provisions herein described

will be resolved by consultation between our two governments.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs and Worship of the Republic of Bolivia the assurances of its highest consideration.

To the Honorable

Ministry of Foreign Affairs and Worship

of the Republic of Bolivia,

La Paz.

**U.S. Department of State
Office of Language Services
Translating Division**

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Spanish**

**Republic of Bolivia
Ministry of Foreign Affairs and Worship**

Ref: VREC-DAE-Cs-519/2004
Classification: normal

La Paz, December 28, 2004

Re: Renewal of U.S-Bolivia Agreement on Technical, Scientific,
and Humanitarian Assistance Cooperation

Mr. Ambassador:

I have the honor to acknowledge receipt of your note No. 452 of December 2 [sic—U.S. note provided is dated December 1], 2004, which reads as follows:

[See U.S. Note for Text]

In this regard, I am pleased to inform Your Excellency that the Government of the Republic of Colombia agrees that the terms set forth in your note above and this note constitute an agreement between our two governments, which will enter into effect as of this date.

I avail myself of this opportunity, therefore, to assure Your Excellency of my highest consideration.

[Signature]

Dr. Juan Ignacio Siles del Valle
Minister of Foreign Affairs and Worship